



**FACT SHEET**  
**SAFETY-KLEEN SYSTEMS INC.**  
**DODGE CITY, KANSAS**  
**PERMIT RENEWAL**  
December 2013

This fact sheet, in accordance with the requirements of Kansas Administrative Regulations (K.A.R.) 28-31-124d, has been prepared to announce availability for public review, a draft Resource Conservation and Recovery Act (RCRA) hazardous waste management permit that the Kansas Department of Health and Environment (KDHE) intends to issue Safety-Kleen Systems, Inc. (Operator) and David R. Ruffin (Owner). This facility is located at 600 East Trail Street, Dodge City, Kansas. The location of the facility is depicted in **Figure 1**.

The facility was originally permitted in 1992 with EPA identification number KSD980686844. The owner and the operator submitted a RCRA Part A and Part B permit renewal application to continue operating this hazardous waste storage facility. The final permit will allow storage of hazardous waste in containers and tanks from on-site and off-site hazardous waste facilities. Any treatment or disposal of hazardous waste not authorized in this permit is prohibited.

**I. Facility Permit Overview**

Safety-Kleen Systems Inc., which opened in the Dodge City service location in 1975, offers several services which involve the accumulation and storage of spent industrial waste. This facility is an accumulation point for spent parts washer solvent and other wastes generated by Safety-Kleen's customers, the majority of whom are small quantity generators. Most wastes, which are amenable to reclamation, are ultimately shipped to another Safety-Kleen facility or a contract reclaiming, and are then returned to Safety-Kleen's customers for reuse. Other wastes, which are not amenable to reclamation, are disposed of or treated at appropriate third party outlets.

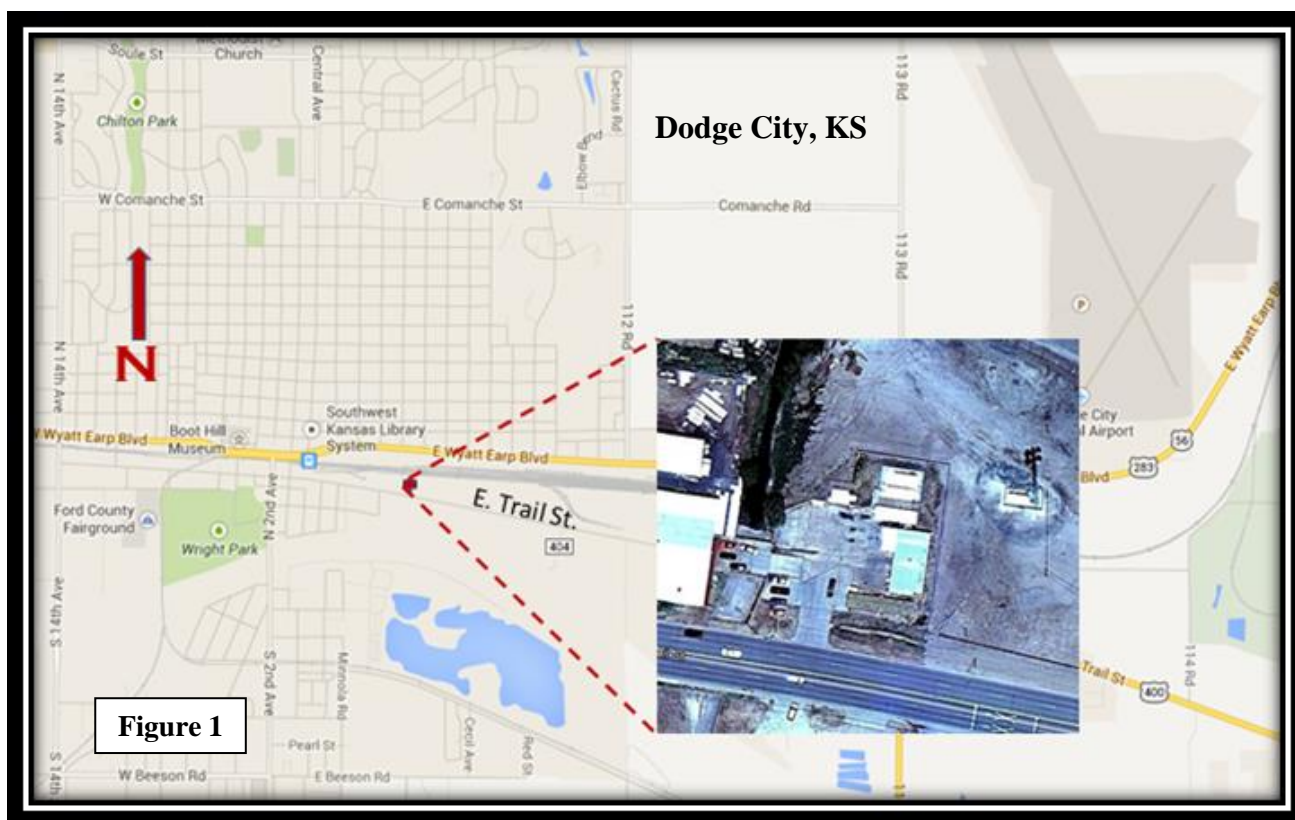
The facility will be permitted for storage of hazardous waste in approved containers and tanks, in accordance with 40 CFR 264 Subpart I and J, in the hazardous waste storage areas. The container storage area will be permitted to handle a maximum capacity of 2,304 gallons. The tank storage units will be permitted to handle a maximum capacity of 10,125 gallons.

The permitted container storage areas are enclosed within a perimeter fence that surrounds the entire facility. The property encompasses one acre and is bounded by BNSF Railway property to the north and east, an industrial building and a city drainage way to the west and East Trail Street to the south. There are four buildings located at the Facility: an office building, a warehouse with a container storage area, a used oil sample storage shed, and a temporary flammable storage shelter. Additionally, there are three aboveground storage tanks with secondary containment at the Facility, each containing different materials: 20,000-gallon used oil, 10,000-gallon spent solvent, and 8,000-gallon clean solvent. There is also a loading dock with a solvent return and fill station with a dumpster which consists of a 125-gallon tank, used to wash empty drums and ancillary equipment. The container and tank storage areas will comply with 40 CFR Part 264 Subpart I and Subpart J, respectively, and applicable requirements of 40 CFR Part 270.

Emergency equipment is available at the facility and appropriate warning signs are posted on the perimeter fences.

This permit includes provisions for RCRA corrective action. As an expedited requirement in this permit, Safety-Kleen will fully assess and mitigate, as necessary, previous spills and other releases that may have taken place over the operational history of the facility. Corrective action will be conducted as needed, but no later than the time of facility closure.

Additional information on the hazardous waste management activities at the facility can be found in the draft permit, Part A and Part B applications, and the administrative record.



## **II. Permitting Regulatory Authority**

In October 1985, the State of Kansas received final authorization from the U.S. Environmental Protection Agency (EPA) to implement a hazardous waste management program in lieu of the federal program, except for those portions covered by the 1984 Hazardous and Solid Waste Amendments (HSWA). Prior to 1985, KDHE had interim authorization to implement the program under EPA supervision. In September 2013, authority for the corrective action portion of the RCRA program was delegated to the State of Kansas.

The draft permit sets forth in a concise document all of the applicable requirements that KDHE will require the Permittee to comply with during the 10-year duration of the permit. The draft hazardous waste permit includes standard permit conditions, general facility conditions, provisions for storage in containers and tanks, air emission standards, as well as corrective action

requirements. Section VI addresses corrective action for all releases or future releases of hazardous waste or hazardous constituents from any solid waste management unit (SWMU) or area of concern (AOC) at this facility. Section VI includes general conditions, process steps, and a facility submission summary for corrective action activities.

The draft permit is being considered for issuance under authority of the Kansas Statutes Annotated (K.S.A.) 65-3430 *et seq.* and KAR 28-31-4 through 28-31-279a and Subtitle C of RCRA, as amended by HSWA. Documents that support the permit conditions specified in the draft permit are part of the administrative record. Applicable regulations are found in 40 CFR Parts 124, 260 through 264, 268, and 270, as specified in this permit. All citations found in the draft permit to federal regulations are for the sake of convenience. Some modifications to federal regulations by applicable state regulations are noted in this permit, but all modifications to federal regulations by state regulations are incorporated. To the extent that state regulations exclude any sections of applicable federal regulations, those sections are not in effect. In the instance of inconsistent language or discrepancies between conditions found in the permit, state regulations, or federal regulations, the language of the more stringent provision will govern; otherwise, state law governs.

### **III. Summary of the RCRA Permitting Process**

State hazardous waste laws require that the public be given at least 45 days to review the administrative record for the draft permit prior to KDHE taking a final action. The purpose of having a public comment period is to ensure that interested parties have the opportunity to evaluate the conditions specified in the draft permit and to provide their input into the permit decision-making process. The public comment period will begin on January 02, 2014 and end on February 18, 2014. The administrative record, which includes the draft permit, permit application, and other relevant correspondence, will be available for public review at the following locations:

Kansas Department of Health and  
Environment  
Hazardous Waste Permits Section  
1000 SW Jackson Street, Suite 320  
Topeka, Kansas 66612-1366  
Contact: Mostafa Kamal  
(785) 296-1609

Dodge City Public Library  
1001 North 2nd Avenue  
Dodge City, Kansas 67801  
Contact: Sam Shipley  
Tel: (620) 225-0248

The administrative record can also be accessed on the KDHE website at:

[http://www.kdheks.gov/waste/p\\_pubnot\\_hw.html](http://www.kdheks.gov/waste/p_pubnot_hw.html)

As specified in 40 CFR 124.11, during the public comment period any interested person may request a public hearing in writing which states the nature of the issues proposed to be raised in a public hearing. In the event that a hearing is scheduled, advance notice of the date will be given to the public. In accordance with 40 CFR 124.12, during a public hearing, any person may submit oral or written statements and data concerning the draft permit or Part B application.

#### **IV. Procedures for Reaching a Final Decision**

The Secretary of KDHE will make the decision regarding the issuance of the permit after the close of the public comment period. The Secretary will consider all comments received during the public hearing and comment period.

When the final decision to issue or deny the permit is made, notice will be given to the applicant, all persons who submitted written comments, and those who requested notice of the final permit decision. If none of the comments received during the public comment period result in revision(s) to the draft permit, the permit will become effective immediately upon issuance of the final permit decision. If comments received during the public comment period result in revision(s), the permit will become effective 30 days after service of notice of the final decision to allow for public review of the revisions in accordance with 40 CFR 124.15 and KAR 28-31-124(c)(8). Appeals of the final permit decision for the permit must be filed within 15 days after service of notice in accordance with K.S.A 65-3440 and K.S.A. 77-601 *et.seq.*

#### **V. Permit Organization**

The permit is organized in the following manner:

<b>Permit</b>	<b>Description</b>
Cover Sheet	Sets forth basic legal authority.
Section I Standard Permit Conditions	General permit conditions which are the regulatory requirements specified in 40 CFR 270.
Section II General Facility Conditions	General facility permit conditions which are the regulatory requirements specified in 40 CFR 264.
Section III Storage in Containers	Specific operating conditions, limitations, procedures, container limitations, and requirements which implement the regulatory requirements of 40 CFR 264 Subpart I.
Section IV Storage in Tanks	Specific operating conditions, limitations, procedures, tank limitations, and requirements which implement the regulatory requirements of 40 CFR 264 Subpart J, 260.10, 266 and 268.
Section V Air Emission Standards	Specific operating condition, limitations, procedures for air emissions from tanks and containers are regulated under 40 CFR 264 Subpart AA, BB, and CC.
Section VI Corrective Action	Specific conditions and framework for assessing the nature and extent of releases and, if necessary, implementing corrective measures to protect human health and the environment, pursuant to the regulatory requirements of 40 CFR 264.101, which address

corrective action for releases of hazardous waste and hazardous constituents from solid waste management units and areas of concern, as appropriate. Establishment of permit conditions under 40 CFR 270.32(b)(2) related to permit duration, schedules of compliance and monitoring. Specific conditions regarding clean-up activities, including but not limited to, reimbursement of oversight costs under K.S.A. 65-3453 and payment of cleanup costs and those actions necessary to recover such costs under K.S.A. 65-3455.